IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.698 OF 2004
IN
SUMMARY SUIT NO.1739 OF 2001

Sunil Ranawat .. Plaintiff

Vs.

Anil Mohata & Anr ..Defendant

Mr.Krishna Sharma a/w Anil Agarwal for the plaitniffs

Mr.K.K.V.Kurup for defendant no.1

CORAM : S.U.KAMDAR, J
DATED : 21ST SEPTEMBER, 2005

P.C.:

1. The present suit is filed for the recovery of sum of .1,36,800/- in respect of invoice no. RE/01 dt.16.11.00. There are invoice and delivery challans in respect of goods sold and delivered. Summons for Judgment has been filed. There is no reply. The learned counsel for the defendants states that he does not desire to argue the matter before this court and seeks transfer of the matter to another court. In view of the fact that I do not have any power to transfer the matter from my court to another court I decline to entertain such a request. Summons for Judgment are assigned to this court by the Chief Justice and thus, I proceed

to decide the matter.

2. In my opinion there is no defence to the claim of the plaintiff. Even affidavit in reply is not filed though the Summons for Judgment is served long time ago. In that view of the matter, Summons for Judgment is made absolute. Suit is accordingly decreed. Suit as well as summons for judgment are disposed of accordingly. No order as to costs.